

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

<b>DANNY GILLESPIE</b>	)	CASE NO. 1: 07 CV 1562
	)	
Plaintiff,	)	JUDGE CHRISTOPHER BOYKO
	)	
v.	)	
	)	
<b>K &amp; D INDUSTRIAL SERVICES, INC.,</b>	)	<b><u>STIPULATED DISMISSAL</u></b>
	)	<b><u>WITH PREJUDICE</u></b>
	)	
Defendant.	)	

NOW COMES the parties, Plaintiff Danny Gillespie and Defendant K & D Industrial Services, Inc., by and through counsel, and hereby give notice pursuant to Federal Civil Rule 41(a)(1) that Plaintiff voluntarily dismisses all claims against Defendant with prejudice, each party to bear its own costs.

Respectfully submitted,

**BERGER & ZAVESKY CO., L.P.A.**

**ZASHIN & RICH CO., L.P.A.**

/s/s Douglas L. Winston

/s/s Lois A. Gruhin per consent

**Douglas L. Winston - #0034695**

**Lois A. Gruhin - #0012672**

1425 Rockefeller Building  
614 West Superior Avenue, N.W.  
Cleveland, Ohio 44113

55 Public Square  
4th Floor  
Cleveland, Ohio 44113

T: (216) 830-9000

T: (216) 696-4441

F: (216) 830-4200

F: (216) 696-1618

**LAW OFFICE OF LESLIE K. WAGNER**

Attorney for Defendant

/s/s Leslie K. Wagner per consent

Leslie K. Wagner, Jr. - #0009940  
Richland Bank Building, Suite 403  
3 North Main Street  
Mansfield, Ohio 44902  
T: (419) 524-3334  
F: (419) 524-4821

s/Christopher A. Boyko  
United States District Judge

November 29, 2007

Attorneys for Plaintiff